

**DECLARATION
FOR UTILITY OR DESIGN
PATENT APPLICATION**

) Declaration Submitted With Initial Filing) Attorney Docket No.: 79140
) Declaration Submitted After Initial Filing) First Named Inventor: Ira G. DaVall
) Declaration Submitted After Initial Filing) Application Number: Not Yet Assigned
) Declaration Submitted After Initial Filing) Filing Date: Herewith
) Declaration Submitted After Initial Filing) Group Art Unit: Not Yet Assigned
) Declaration Submitted After Initial Filing) Examiner Name: Not Yet Assigned

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

MOVABLE BARRIER SAFETY CONTROL

(Title of Invention)

the specification of which:

- is attached hereto, or
- was filed by an authorized person on my behalf on _____ as United States Application Number _____ or PCT International Application Number _____, and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below, and I have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application, on this invention filed by me or my legal representatives or assigns and having a filing date before that of the application on which priority is claimed:

<u>Prior Foreign Application Number(s)</u>	<u>Country</u>	<u>Foreign Filing Date</u>	<u>Priority Not Claimed</u>
<u>NONE</u>	<u>NONE</u>	<u>NONE</u>	<input checked="" type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet attached hereto.

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below:

<u>Provisional Application Number(s)</u>	<u>Provisional Application Filing Date</u>
<u>60/396,071</u>	<u>July 16, 2002</u>

Additional provisional application numbers are listed on a supplemental priority data sheet attached hereto.

I hereby claim the benefit under Title 35, United States Code, §120, of any prior United States application(s), or under §365(c) of any PCT international application(s) designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information known by me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56, which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application:

<u>Prior U.S. Application Number</u>	<u>Prior PCT International Application Number</u>	<u>Filing Date of U.S. or PCT International Application</u>	<u>Patent Number (if applicable)</u>
<u>NONE</u>	<u>NONE</u>	<u>NONE</u>	<u>NONE</u>

Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet attached hereto.

As a named inventor, I hereby appoint the practitioners associated with Customer Number 22242, with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, and request that all correspondence and telephone calls in respect to this

application be directed to FITCH, EVEN, TABIN & FLANNERY, Suite 1600, 120 South LaSalle Street, Chicago, Illinois 60603-3406, Telephone No. (312) 577-7000, Facsimile No. (312) 577-7007, CUSTOMER NUMBER 22242.



I hereby declare that all statements made herein of my own knowledge are true, and that all statements made herein on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity or enforceability of the application or any patent issued thereon.

Full name of sole or one
joint inventor:

IRA G. DaVALL

(Given names first, with Family name last)

Inventor's signature:



Date:



Residence: Rocky Point, NY 11778
(City and State for U.S. Residents; City and Country for others)

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Citizenship: U.S.A.



PATENT

Attorney Docket No. 79140

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Fitzgibbon et al.

) CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Appln No.: Not Yet Assigned

) "Express Mail" Mailing Label Number
EV 214708611 US

Filed: Herewith

) Date of Deposit JUL 09 2003

For: MOVABLE BARRIER SAFETY
CONTROL

) I hereby certify that this paper or fee is being deposited
with sufficient postage utilizing the United States
Postal Service "Express Mail Post Office to Addressee"
Service under 37 CFR §1.10 on the date indicated
above and is addressed to Mail Stop PATENT
APPLICATION, Commissioner for Patents,
P.O. Box 1450, Alexandria, VA 22313-1450.

Group Art
Unit: Not Yet Assigned

Ed Price

Examiner: Not Yet Assigned

) (Typed or printed name of person mailing)

Ed Price

) (Signature of person mailing)

GENERAL AUTHORIZATION FOR PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. §1.136(a)(3)

Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant(s) hereby request under 37 C.F.R. §1.136(a)(3) by this general authorization that any concurrent or future reply submitted by Applicant(s) to the United States Patent and Trademark Office for the above-identified patent application requiring a petition for an extension of time under §1.136(a) for its timely submission be treated as incorporating therein a petition for an extension of time for the appropriate length of time.

If Applicant(s) do not timely pay for any extension fee(s) pursuant to 37 C.F.R. §1.136(a) which may become due for this application under 37 C.F.R. §1.17 by check, the Commissioner is hereby authorized to charge such fee(s), and any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135.

7/9/03
Date

Kenneth H. Samples
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